

Before the  
**COPYRIGHT ROYALTY JUDGES**  
Washington, DC

*In re*

**DETERMINATION OF ROYALTY RATES AND  
TERMS FOR PERFORMANCE OR DISPLAY  
OF NONDRAMATIC MUSICAL WORKS AND  
PICTORIAL, GRAPHIC, AND SCULPTURAL  
WORKS BY PUBLIC BROADCASTING  
ENTITIES (PB IV)**

**Docket No. 21-CRB-0002-PBR  
(2023-2027)**

**NOTICE OF SETTLEMENT OF  
BROADCAST MUSIC, INC. AND THE PUBLIC BROADCASTING ENTITIES**

The undersigned parties to the above-captioned proceeding (the “Proceeding”) hereby notify the Copyright Royalty Judges (the “Judges”), in accordance with the Notice of Participants, Commencement of Voluntary Negotiation Period, and Case Scheduling Order of the Copyright Royalty Judges (the “Judges”) dated February 9, 2021 (the “Notice”), that a confidential agreement relating to the fees and terms of the 17 U.S.C. §118 noncommercial educational broadcasting compulsory license for the 2023-2027 period has been reached between Broadcast Music, Inc. (“BMI”) and certain noncommercial broadcasting entities as set forth herein for the nondramatic performance of musical works in the BMI repertory.

As in all prior proceedings, BMI engaged in negotiations with the Corporation for Public Broadcasting (“CPB”), National Public Radio (“NPR”) and Public Broadcasting Service (“PBS” and, with CPB and NPR, the “Public Broadcasting Entities”) and reached a voluntary agreement in principle for the performance of works in the BMI repertory for the 2023-2027 period at issue in the Proceeding.

The noncommercial broadcasting entities that fall within the terms of such a voluntary agreement include the following television and radio broadcast stations that receive or are eligible to receive general operational support from CPB pursuant to the Public Broadcasting Act of 1967, as provided in 37 CFR §381.4.

- (1) Noncommercial television broadcast stations affiliated with PBS;
- (2) Noncommercial television broadcast stations not affiliated with PBS eligible to receive operational support from CPB;
- (3) Noncommercial radio broadcast stations affiliated with NPR; and
- (4) Noncommercial radio broadcast stations not affiliated with NPR eligible to receive operational support from CPB.

BMI and the Public Broadcasting Entities have reached an agreement in principle for fees and terms that would apply in the new license period, but the terms of the agreement have not been finalized as of yet. The parties will notify the Judges when the agreement has been executed and a copy will be filed within thirty (30) days of its execution, as required by 17 U.S.C. §118 (b)(2).

Respectfully submitted,

BROADCAST MUSIC, INC.

/s/ Hope M. Lloyd / jtc

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*Counsel for the Public Broadcasting Entities*

Dated: May 18, 2021

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 18th day of May, 2021, a copy of the foregoing Notice of Settlement of Broadcast Music, Inc. and the Public Broadcasting Entities was filed electronically using eCRB, which will automatically provide electronic service copies to all counsel and *pro se* participants who are registered to use eCRB. *See* 37 C.F.R. § 303.6(h)(1).

/s/ Jennifer T. Criss

Jennifer T. Criss

# Proof of Delivery

I hereby certify that on Tuesday, May 18, 2021, I provided a true and correct copy of the Notice of Settlement of Broadcast Music, Inc. and the Public Broadcasting Entities to the following:

Educational Media Foundation, represented by David Oxenford, served via ESERVICE at doxenford@wbklaw.com

Church Music Publishers' Association, Inc., represented by Carroll C Rigler, served via ESERVICE at cheshirerigler@shrumhicks.com

The Harry Fox Agency LLC, represented by John C. Beiter, served via ESERVICE at john@beiterlaw.com

Powell, David, represented by David Powell, served via ESERVICE at davidpowell008@yahoo.com

American Society of Composers, Authors and Publishers, represented by Sam Mosenkis, served via ESERVICE at smosenkis@ascap.com

National Religious Broadcasters Noncommercial Music License Committee, represented by Karyn K Ablin, served via ESERVICE at ablin@fhhlaw.com

Global Music Rights, LLC, represented by Scott A Zebrak, served via ESERVICE at scott@oandzlaw.com

SESAC Performing Rights, LLC, represented by John C. Beiter, served via ESERVICE at john@beiterlaw.com

Signed: /s/ Jennifer T. Criss